

In re Grubbs, *et al.*
Divisional of Appl. No. 08/08/693,789
Preliminary Amendment

PATENT

Applicants have elected to file a continuing application to separate claims 1-24 from previously allowed claims 37-38. Accordingly, this preliminary amendment cancels claims 25-42 and amends claims 1-24 to correct matters of form. No new matter has been added.

Double Patenting Rejection

In the Office Action in the **parent** case, the Examiner rejected claims 1-24 under the judicially created doctrine of double patenting over claims 1 and 4-5 of U.S. Patent No. 5,312,940. In view of the Examiner's rejections, a terminal disclaimer is filed herewith.

CONCLUSION

In summary, Applicants believe that all of the outstanding rejections have been traversed. If a discussion might help clarify or expedite the resolution of any issue in this case, the Examiner is encourage to telephone the undersign at (415) 433-4150.

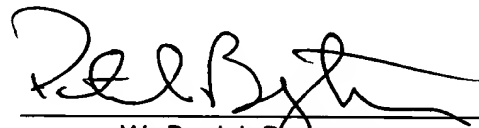
The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment to Deposit Account No. 12-1420. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

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January 14, 1998
(Date)

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